THE HON'BLE SRI JUSTICE V.ESWARAIAH

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WRIT PETITION No. 2708 of 2006

Between:

Smt.Chinta Muthamma

..... PETITIONER

AND

The Revenue Divisional Officer, Kothagudem.

.....RESPONDENT

ORDER:

This writ petition is filed seeking a declaration that the inaction of the respondent, Revenue Divisional Officer, Kothagudem, in disposing of the application for occupancy rights submitted by the petitioner, in respect of the property admeasuring Ac.1.16 guntas in Sy.No.363 and Ac.1.38 guntas in Sy.No.364 of Karepalli Village, Singareni Mandal, Khammam District, as illegal and arbitrary.

The petitioner states that the above said land was resumed by the respondent *vide* proceedings, dated 31.07.1990, and the same was assigned to her, one Telani Durgamma and Aderla Sayamma, through his proceedings, dated 18.08.1990. Thereafter, they have been in possession and enjoyment of the same. Meanwhile, challenging the proceedings of the respondent, B.Venkaiah and K.Ramulu filed W.P.No.13052 of 1990 against the respondent herein and the Mandal Revenue Officer. Subsequently, the petitioner herein and the other two persons, in whose favour the lands were said to have been assigned, were impleaded as respondents. This Court, through its order, dated 17.10.1990, while quashing the proceedings,

dated 31.07.1990, remitted the matter to the respondent for its disposal afresh, duly giving reasonable opportunity to all the parties concerned. It was also declared that subsequent consequential assignments, dated 18.08.1990, made in favour of the petitioner and the other two persons, as null and void.

The petitioner submits that pursuant to the directions issued by this Court, the respondent issued a notice to her, however, the proceedings have not yet been finalized.

In that view of the matter, without going into the merits of the case, the writ petition is disposed of, directing the respondent to dispose of the proceedings pending before him, in pursuance of the directions that have already been issued in W.P.No.13052 of 1990, after giving reasonable opportunity to all the parties concerned, within a period of eight weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

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20.02.2006

kdl